

1 JOHN T. AFFELDT (SBN 154430)  
2 JENNY PEARLMAN (SBN 224879)  
3 TARA KINI (SBN 239093)  
4 PUBLIC ADVOCATES, INC.  
5 131 Steuart Street, Suite 300  
6 San Francisco, California 94105  
7 Tel. (415) 431-7430  
8 Fax (415) 431-1048  
9 Email: jaffeldt@publicadvocates.org  
10 jpearlman@publicadvocates.org  
11 tkini@publicadvocates.org

12 JEFFREY SIMES (NY SRN 2813533), appearing  
13 GOODWIN PROCTER LLP *pro hac vice*  
14 599 Lexington Avenue  
15 New York, New York 10022  
16 Tel: (212) 813-8879  
17 Fax: (212) 355-3333  
18 Email: jsimes@goodwinprocter.com

19 Attorneys for PLAINTIFFS  
20 (Additional attorneys listed on following page)

21 UNITED STATES DISTRICT COURT  
22 NORTHERN DISTRICT OF CALIFORNIA  
23  
24 SAN FRANCISCO DIVISION

25 SONYA RENEE, et al.,

26 Plaintiffs,

27 v.

28 MARGARET SPELLINGS, et al.,

Defendants.

JEFFREY S. BUCHOLTZ  
Acting Assistant Attorney General  
JOSEPH P. RUSSONIELLO  
United States Attorney  
SHEILA M. LIEBER  
Assistant Branch Director  
MICHAEL Q. HYDE  
Trial Attorney  
Civil Division, Federal Programs Branch  
United States Department of Justice  
20 Massachusetts Ave., N.W., Room 7132  
P.O. Box 883  
Washington, D.C. 20044  
Tel. (202) 514-2205  
Fax (202) 616-8470  
Email: Michael.hyde@usdoj.gov

Attorneys for DEFENDANTS

Case No. 3:07-cv-04299-PJH

**ADDENDUM TO JOINT CASE  
MANAGEMENT STATEMENT**

1 PATRICK THOMPSON (SBN 160804)  
2 NICOLE E. PERROTON (SBN 233121)  
3 ELIZABETH F. STONE (SBN 239285)  
4 GOODWIN PROCTER LLP  
5 Three Embarcadero Center  
6 24<sup>th</sup> Floor  
7 San Francisco, California 94111  
8 Tel: (415) 733-6000  
9 Fax: (415) 677-9041  
10 Email: pthompson@goodwinprocter.com  
11 nperroton@goodwinprocter.com  
12

13 DAVID B. COOK (DC BN 113522), appearing *pro hac vice*  
14 GOODWIN PROCTER LLP  
15 901 New York Avenue, N.W.  
16 Washington, D.C. 20001  
17 Tel: (202) 346-4000  
18 Fax: (202) 346-4444  
19 Email: dcook@goodwinprocter.com  
20

21 Attorneys for PLAINTIFFS  
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1 In preparation for the Initial Case Management Conference scheduled for January 10,  
2 2008 at 2:30pm, the parties to the above-entitled action jointly submit this Addendum to the Joint  
3 Case Management Statement filed on November 29, 2007. Since late November, the following  
4 progress or changes have occurred:

5  
6 **Discovery**

7 On December 14, 2007, Defendants filed their answer to the complaint, as well as a four-  
8 volume administrative record. In addition, Defendants have, as a courtesy, provided Plaintiffs  
9 with four documents containing updated guidance issued by the U.S. Department of Education  
10 between December 2002 and August 2005 concerning "Improving Teacher Quality."

11 Plaintiffs are continuing to review these documents. Based on a preliminary review, the  
12 administrative record appears complete and Plaintiffs do not anticipate any further discovery  
13 requests or disputes. Plaintiffs expect to complete their review of the administrative record and  
14 guidance documents by the time of the initial case management conference on January 10, 2008.

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16 **Current and Anticipated Motions**

17 (a) *The Doe Motion*

18 On November 27, 2007, Plaintiffs amended the complaint, adding two additional Does in  
19 addition to the Jane Doe named in the initial complaint. On December 21, 2007, Plaintiffs filed a  
20 Motion for Leave to Proceed Using Fictitious Names and to File Declarations Under Seal—  
21 encompassing all three Doe plaintiffs—and scheduled this motion for hearing on January 30,  
22 2008. Pursuant to Civil Local Rule 7-3, the opposition to this motion is due January 9, and the  
23 reply is due January 16.

24 (b) *Dispositive Motions*

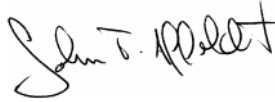
25 As set forth in the initial case management statement, the parties agree that this case  
26 presents narrow questions of law that can be decided expeditiously on dispositive motions.  
27 Accordingly, the parties jointly propose the following briefing schedule:

1 1/18/08 Deadline for Plaintiffs to file a motion for summary judgment.  
2 2/15/08 Deadline for Defendants to file an opposition and any dispositive cross  
3 motion.  
4 3/12/08 Deadline for Plaintiffs to file a reply in support of their motion and an  
5 opposition to any cross motion filed by Defendants.  
6 4/2/08 Deadline for Defendants to file a reply in support of their cross-motion, if  
7 any.  
8 4/23/08 Hearing for dispositive motions.

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1 Dated: January 7, 2008

2 Respectfully submitted,

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6 JOHN T. AFFELDT  
7 TARA KINI  
8 JENNY PEARLMAN  
9 PUBLIC ADVOCATES, INC.  
10 Attorneys for PLAINTIFFS

11 Dated: January 7, 2008

12 Respectfully submitted,

13 JEFFREY S. BUCHOLTZ  
14 Acting Assistant Attorney General  
15 JOSEPH P. RUSSONIELLO  
16 United States Attorney  
17 SHEILA M. LIEBER  
18 Assistant Branch Director

19 /s/ signed with authorization – see Attestation  
20 MICHAEL Q. HYDE  
21 Trial Attorney  
22 Civil Division, Federal Programs Branch  
23 United States Department of Justice  
24 20 Massachusetts Ave., N.W., Room 7132  
25 P.O. Box 883  
26 Washington, D.C. 20044  
27 Tel: (202) 514-2205  
28 Facsimile: (202) 616-8470  
Email: michael.hyde@usdoj.gov  
Attorneys for DEFENDANTS


1 Dated: January 7, 2008

2 Respectfully submitted,

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4  
5 \_\_\_\_\_  
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13 JEFFREY S. BUCHOLTZ  
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27 Washington, D.C. 20044  
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Facsimile: (202) 616-8470  
Email: michael.hyde@usdoj.gov  
Attorneys for DEFENDANTS